

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 04-11-09**

Date Published: November 4, 2004  
For Work Week Commencing: November 8, 2004  
Commission Meeting: November 9, 2004, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

**9:00 a.m. Weekly Scheduling** (Commission Conference Room)

**9:30 a.m. Business** (Bollinger Room)

**Public Comments**

**Action Items** All items identified below are for action at the Commission business meeting.

1. MCI Communications N2004.10.171 (Scott)

On October 21, 2004, MCI filed a revision to its Montana Tariff No. 2. The purpose of this filing is to make a textual change to the Payphone Use Charge and Basic Calling Plan GG; add rates and language to Payphone Use Charge.

2. Qwest Services Corporation N2004.10.172 (Kim)

On October 25, 2004 Qwest filed for Commission approval a Master Service Agreement (MSA) between Qwest and H&R Block Services, Inc. This filing

was submitted pursuant to *Section 2.18 - Volume and Term Discounts to Large Business Customers with a Multi-State Presence* of Qwest's Exchange and Network Services Tariffs.

3. Qwest Services Corporation N2004.10.173 (Kim)

On October 25, 2004 Qwest filed for Commission approval a Master Service Agreement (MSA) between Qwest and Wells Fargo Bank, N.A. This filing was submitted pursuant to *Section 2.18 - Volume and Term Discounts to Large Business Customers with a Multi-State Presence* of Qwest's Exchange and Network Services Tariffs.

4. Qwest Services Corporation N2004.10.174 (Kim)

On October 26, 2004 Qwest filed for Commission approval a Master Service Agreement (MSA) between Qwest and W.W. Grainger, Inc. This filing was submitted pursuant to *Section 2.18 - Volume and Term Discounts to Large Business Customers with a Multi-State Presence* of Qwest's Exchange and Network Services Tariffs.

**Work Sessions** All items identified below are for Commission discussion or action on the day designated.

1. Wheeler complaint regarding Fairmont tariff – decide whether to issue formal complaint. (11/9/04)
2. Organization of MISO States – Placeholder to discuss any OMS issues that may arise prior to November 10, 2004 OMS meeting. (11/9/04)
3. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (11/9/04)
4. Personnel/Budget. (11/9/04)
5. D99.8.200 – Qwest capital expenditures – Discuss, review and get direction on notice to Qwest regarding compliance with Commission direction in D99.8.200. **(11/10/04)**
6. Legislative Matters – Protective order statute; agency fair; and others as necessary. **(11/10/04)**

7. District Court Cause No. CDV 2003-464 – Discuss and get direction in district court litigation CDV 2003-464. **(11/10/04)**

**Other Meetings**

**11/9/04 – 1:30 p.m. – VOIP Presentation by Brent Struthers of Neustar  
(Bollinger Room)**

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

**Notice Items** All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

**Protective Orders – Notice Items** The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person interested in seeking a copy of a protective order request should contact the Commission at 406-444-6199.

**Protective Orders – Information Items** The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008.

**Information Items** All items identified below are for information only.

**New Filings Received in Past Week**